

**Acknowledgment and  
Notice of Acknowledgment  
of Acceptance of R.S. 2477  
Right-of-Way Grant**

Ent 147069 Bk 209 Pg 925  
Date: 08-MAY-2008 2:55PM  
Fee: None  
Filed By: CB  
COLLEEN BRINKERHOFF, Recorder  
WAYNE COUNTY  
For: GOVERNOR OF STATE OF UTAH

**THE STATE OF UTAH**

**TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:**

**Know ye,** This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Wayne County as it pertains to the highway located in Wayne County known as JAIL HOUSE ROAD; County Road Number: 82A; State Geographic Information Database (SGID) Road Identification Number: RD280358. Total road length is 1.12 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as "Attachment 3," and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as "Attachment 4." The Appendices listed in "Attachment 4" that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the

Internet at <http://recorded2477roads.utah.gov>.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

**In Witness Whereof**, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 23<sup>rd</sup> day of April, 2008.

By the Governor's Designee

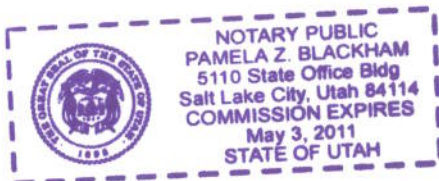
  
\_\_\_\_\_  
John Harja


### CERTIFICATION

State of Utah                     )  
  : ss  
County of Salt Lake            )

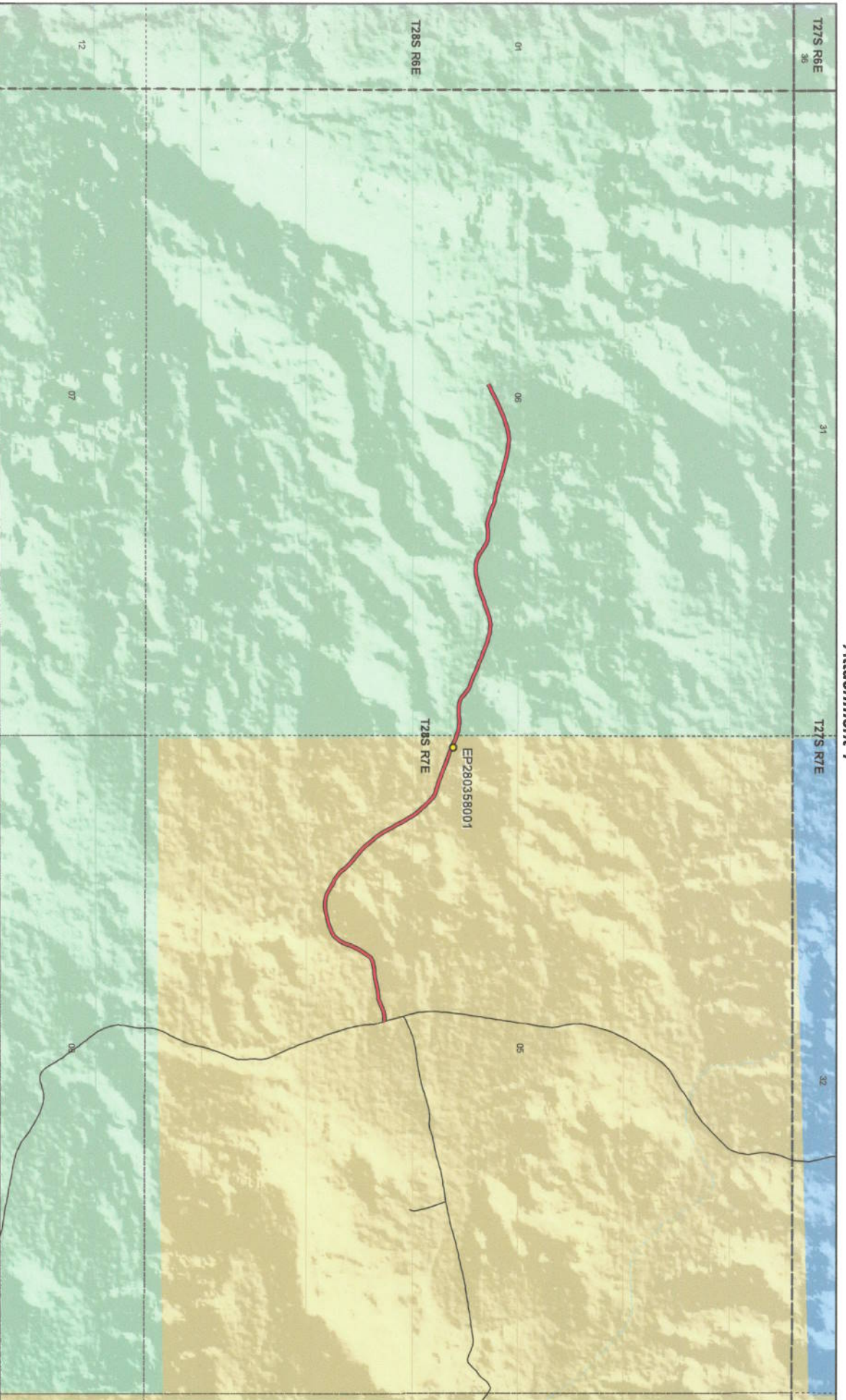
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 23<sup>rd</sup> day of April, 2008.



  
\_\_\_\_\_  
Notary Public





**JAIL HOUSE ROAD - Wayne County**  
**SGID RD\_ID RD280358**

**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park
- Wilderness
- UDWR Wildlife Reserve
- DDO, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

**Transportation Network**

- JAIL HOUSE ROAD
- Other Roads
- Title V, Issued Or Under Consideration By BLM
- Other Road
- Photo Event Point

Section = 1 Mile

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Mar 24, 2008

UTAH  
AGRC

1:12,801  
1 inch equals 0.2 miles

**Attachment 1**

Page 1 of 1

SGID Road Identification Number RD\_ID: RD280358

Attachment 2



EP280358001

EP000000000

EP000000000

EP000000000

EP000000000

EP000000000

**JAIL HOUSE ROAD - Wayne County**  
**SGID RD\_ID RD280358**

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
March 19, 2008





### **Attachment 3**

#### **Beginning & Ending Points and Township, Range, and Section References For:**

**Popular Name: JAIL HOUSE ROAD**

**County: Wayne**

**County Road Number: 82A**

**State Geographic Information Database (SGID) Road Identification Number: RD280358.**

**Total Road Length: 1.12 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 24 minutes 15.85 seconds North Latitude and -111 degrees 12 minutes 12.03 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,725,431.9 feet and Y = 10,475,400.2 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 24 minutes 07.77 seconds North Latitude and -111 degrees 11 minutes 07.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,730,541.3 feet and Y = 10,474,598.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 28 South Range 7 East, Section(s) 5,6, Salt Lake Base & Meridian  
See Attachment 1 above for a cartographic depiction of the course of this road.

**Attachment 4**  
**Road Centerline Description Cover Page(s)**

**Popular Name: JAIL HOUSE ROAD**

**County: Wayne**

**County Road Number: 82A**

**State Geographic Information Database (SGID) Road Identification Number: RD280358.**

**Total Road Length: 1.12 miles more or less.**

**Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).**

<b>Road-Segments Listed by SGID Road Identification Number (RD_ID)</b>	<b>Road-Segment Numbers</b>	<b>Believed Ownership Of Servient Estate</b>	<b>Approximate Segment Length</b>	<b>See Attached Appendix</b>
<b>RD280358</b>	<b>001</b>	<b>NPS</b>	<b>0.57 Miles</b>	<b>(not shown)</b>
<b>RD280358</b>	<b>002</b>	<b>BLM</b>	<b>0.55 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>1.12</b>	<b>_____</b>

\* Indicates that a Title V permit will be requested, is in process, or has been issued.

† Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

## **Attachment 5**

**AFFIDAVIT OF DENZEL TAYLOR**

**JAIL HOUSE ROAD**

**WAYNE COUNTY, UTAH**

**ROAD NUMBER 82A**

State of Utah                     )  
  : ss.  
County of Wayne                )

DENZEL TAYLOR, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Wayne County, Utah. I have lived in Wayne County for most of the past 87 years. I was employed by the Wayne County Road Department for approximately 20 years, from the early 1960s to the early 1980s.

2. I have traveled and am familiar with a road in Wayne County known as Jail House Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Jail House Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1950s and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used weekly for more than ten continuous years prior to 1976, and was used weekly in 2006.



5. Throughout the time period from the late 1950s to 2006, I have used the road myself for the following uses: county road maintenance, livestock operations, recreation, sight seeing and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: tourism and national park access, oil and gas exploration and government access.

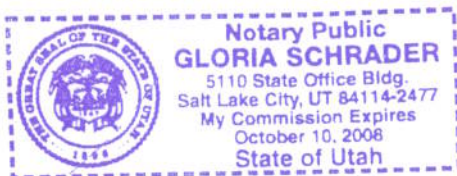
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally performed maintenance and construction activities on the road.

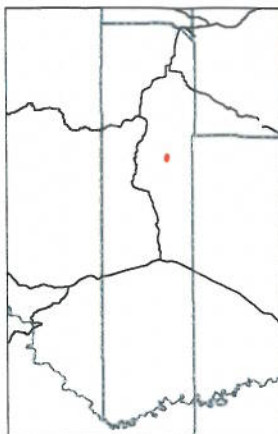
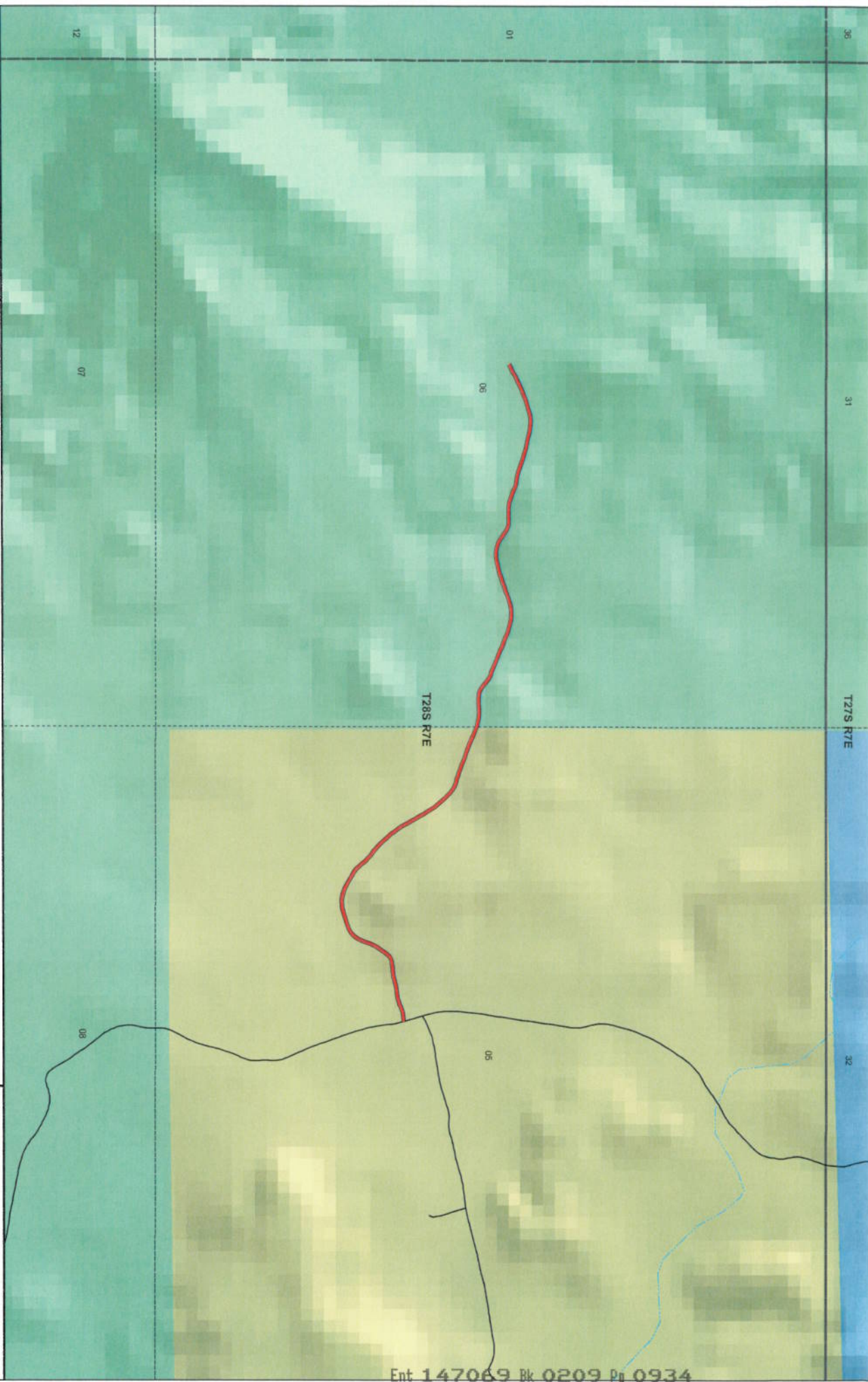
DATED this 18 day of April, 2007.

  
DENZEL TAYLOR

SUBSCRIBED AND SWORN to before me this 18<sup>th</sup> day of April, 2007.



  
NOTARY PUBLIC



### Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- National Park / Monument
- National Rec. Area

### JAIL HOUSE ROAD County Unique - 82A

### Misc

- City / Town
- Municipalities
- Section = 1 Mile

### Transportation Network

- JAIL HOUSE ROAD
- State / U.S. Highway
- Local Roads



Map prepared by the State of Utah  
Automated Geographic Information Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Apr 13, 2007



**AFFIDAVIT OF DENNIS EKKER**

**JAIL HOUSE ROAD**

**WAYNE COUNTY, UTAH**

**ROAD NUMBER 82A**

State of Utah                     )  
  : ss.  
County of Wayne                )

DENNIS EKKER, being first duly sworn, deposes and states as follows:

1.     I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Wayne County, Utah. I have lived in Wayne County for almost 73 years.

2.     I have traveled and am familiar with a road in Wayne County known as Jail House Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Jail House Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3.     I am informed that the County also identifies this road according to the road number listed above.

4.     I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.

5.     Throughout the time period from the early 1950s to 2007, I have used the road



myself for livestock operations, fishing, wood gathering, prospecting for minerals and hunting.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: oil and gas exploration, tourism, government access, tourism, recreation, traveling in and through the area.

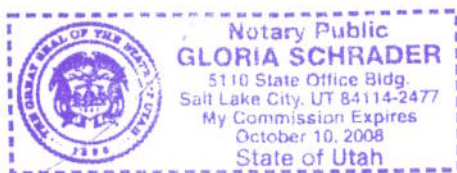
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed graders performing maintenance and construction activities on the road.

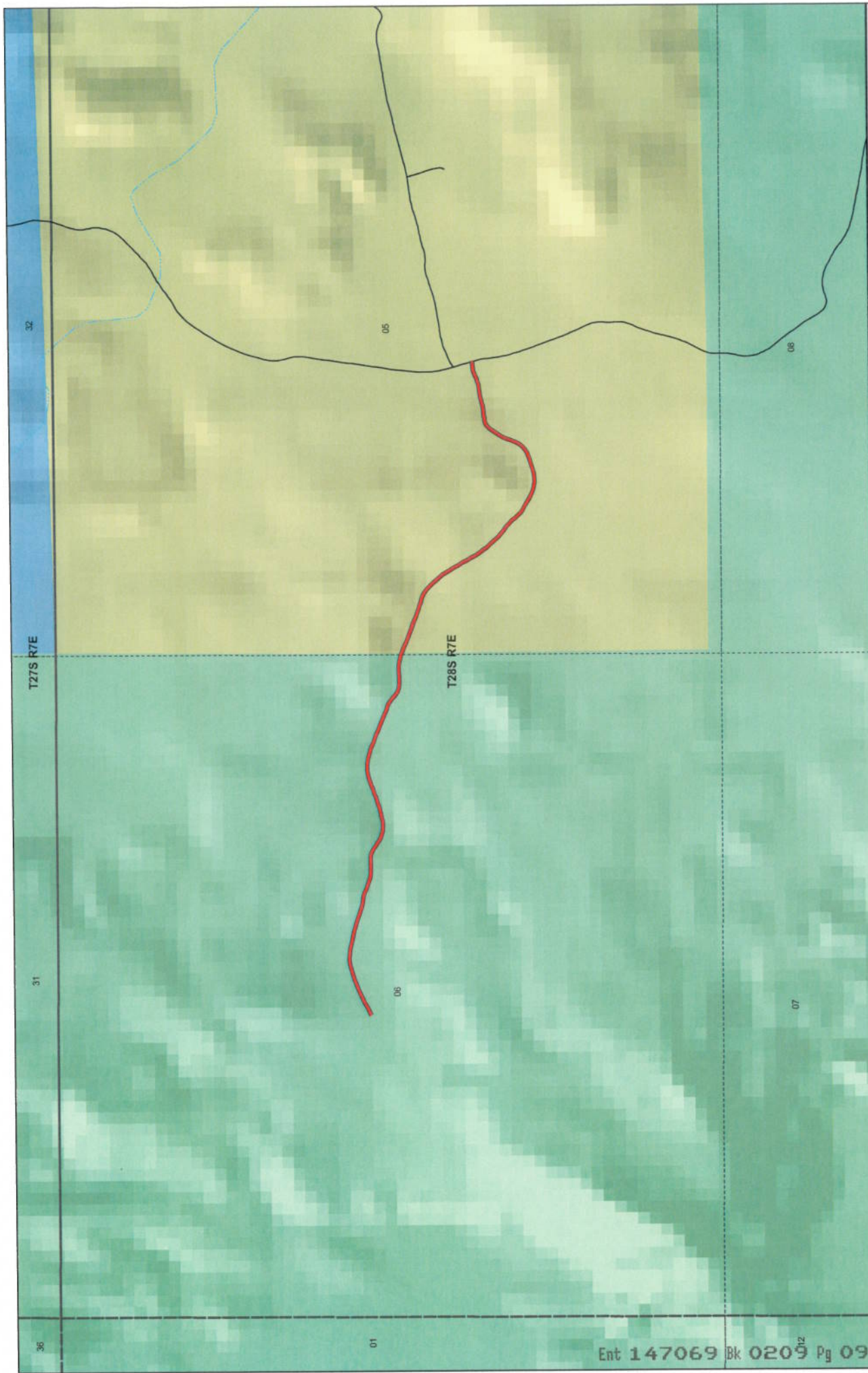
DATED this 19 day of April, 2007.

  
DENNIS EKKER

SUBSCRIBED AND SWORN to before me this 19th day of April, 2007.



  
NOTARY PUBLIC



1:12,188  
1 inch equals 0.2 miles

Map prepared by the State of Utah  
AGRC  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Apr 13, 2007

### JAIL HOUSE ROAD

#### County Unique - 82A

**Transportation Network**

- JAIL HOUSE ROAD
- State / U.S. Highway
- Local Roads

**Misc**

- City / Town
- Municipalities
- Section = 1 Mile

**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- National Park / Monument
- National Rec. Area



## Appendix A to Attachment 4

**Popular Name: JAIL HOUSE ROAD**

**County: Wayne**

**County Road Number: 82A**

**State Geographic Information Database (SGID) Road Identification Number: RD280358.**

**Road-Segment Number: 002**

**Road-Segment Length: 0.55 miles more or less.**

**Believed owner of the land underlying this road-segment is: Bureau of Land Management.**

*The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).*

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 28 South Range 7 East, Section(s) 5, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (JAIL HOUSE ROAD)-- Segment 002 based on mapping grade Global Positioning System (GPS) data as defined above:

**Beginning at a point** on the road center line located at 38 degrees 24 minutes 13.35 seconds North Latitude and -111 degrees 11 minutes 36.52 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,728,259.7 feet and Y = 10,475,156.1 feet; thence the following courses along the said road center line:

thence South 71 Degrees 11 Minutes 39 Seconds East	16.1 feet
thence South 67 Degrees 18 Minutes 19 Seconds East	37.8 feet
thence South 67 Degrees 41 Minutes 17 Seconds East	38.4 feet
thence South 67 Degrees 29 Minutes 53 Seconds East	38.1 feet
thence South 67 Degrees 29 Minutes 53 Seconds East	38.1 feet
thence South 69 Degrees 27 Minutes 12 Seconds East	36.9 feet
thence South 71 Degrees 42 Minutes 28 Seconds East	36 feet
thence South 71 Degrees 11 Minutes 42 Seconds East	35.1 feet
thence South 67 Degrees 36 Minutes 18 Seconds East	34.9 feet
thence South 70 Degrees 25 Minutes 22 Seconds East	32.8 feet
thence South 70 Degrees 39 Minutes 14 Seconds East	29.3 feet



thence South 71 Degrees 52 Minutes 22 Seconds East 25.9 feet  
 thence South 69 Degrees 50 Minutes 44 Seconds East 23.5 feet  
 thence South 76 Degrees 02 Minutes 36 Seconds East 20 feet  
 thence South 74 Degrees 59 Minutes 11 Seconds East 24.8 feet  
 thence South 66 Degrees 24 Minutes 21 Seconds East 31.6 feet  
 thence South 51 Degrees 38 Minutes 53 Seconds East 29.4 feet  
 thence South 52 Degrees 44 Minutes 21 Seconds East 21.5 feet  
 thence South 46 Degrees 19 Minutes 51 Seconds East 26 feet  
 thence South 43 Degrees 29 Minutes 22 Seconds East 29.3 feet  
 thence South 40 Degrees 20 Minutes 17 Seconds East 32.1 feet  
 thence South 44 Degrees 28 Minutes 39 Seconds East 32 feet  
 thence South 39 Degrees 24 Minutes 06 Seconds East 33.8 feet  
 thence South 33 Degrees 59 Minutes 52 Seconds East 35.5 feet  
 thence South 31 Degrees 42 Minutes 47 Seconds East 36.5 feet  
 thence South 31 Degrees 16 Minutes 18 Seconds East 36.4 feet  
 thence South 29 Degrees 59 Minutes 27 Seconds East 37.8 feet  
 thence South 29 Degrees 59 Minutes 27 Seconds East 37.8 feet  
 thence South 28 Degrees 22 Minutes 49 Seconds East 39.1 feet  
 thence South 29 Degrees 33 Minutes 24 Seconds East 37.6 feet  
 thence South 30 Degrees 50 Minutes 54 Seconds East 38.1 feet  
 thence South 33 Degrees 26 Minutes 15 Seconds East 37.2 feet  
 thence South 35 Degrees 30 Minutes 06 Seconds East 38.2 feet  
 thence South 38 Degrees 10 Minutes 58 Seconds East 37.4 feet  
 thence South 41 Degrees 21 Minutes 01 Seconds East 37 feet  
 thence South 42 Degrees 50 Minutes 56 Seconds East 37.9 feet  
 thence South 43 Degrees 55 Minutes 39 Seconds East 38.5 feet  
 thence South 48 Degrees 32 Minutes 51 Seconds East 37 feet  
 thence South 48 Degrees 53 Minutes 03 Seconds East 37.2 feet  
 thence South 52 Degrees 34 Minutes 29 Seconds East 34.9 feet  
 thence South 50 Degrees 51 Minutes 39 Seconds East 33.6 feet  
 thence South 46 Degrees 10 Minutes 33 Seconds East 30.6 feet  
 thence South 40 Degrees 26 Minutes 02 Seconds East 30 feet  
 thence South 39 Degrees 27 Minutes 48 Seconds East 29.6 feet  
 thence South 44 Degrees 51 Minutes 49 Seconds East 29.9 feet  
 thence South 54 Degrees 24 Minutes 55 Seconds East 30.8 feet  
 thence South 61 Degrees 33 Minutes 02 Seconds East 30.7 feet  
 thence South 58 Degrees 44 Minutes 20 Seconds East 32 feet  
 thence South 59 Degrees 45 Minutes 07 Seconds East 31.6 feet  
 thence South 60 Degrees 42 Minutes 12 Seconds East 33.2 feet  
 thence South 65 Degrees 25 Minutes 13 Seconds East 35.1 feet  
 thence South 73 Degrees 14 Minutes 42 Seconds East 34.7 feet  
 thence South 83 Degrees 18 Minutes 57 Seconds East 35.1 feet  
 thence North 89 Degrees 41 Minutes 31 Seconds East 36.4 feet  
 thence North 85 Degrees 03 Minutes 23 Seconds East 36.6 feet  
 thence North 76 Degrees 25 Minutes 17 Seconds East 35.7 feet  
 thence North 73 Degrees 36 Minutes 04 Seconds East 35.5 feet  
 thence North 72 Degrees 40 Minutes 17 Seconds East 33.6 feet  
 thence North 68 Degrees 51 Minutes 48 Seconds East 32.3 feet  
 thence North 67 Degrees 46 Minutes 37 Seconds East 30.8 feet

thence North 59 Degrees 42 Minutes 37 Seconds East 29.6 feet  
 thence North 48 Degrees 40 Minutes 58 Seconds East 30 feet  
 thence North 38 Degrees 50 Minutes 50 Seconds East 29.6 feet  
 thence North 31 Degrees 45 Minutes 57 Seconds East 29.1 feet  
 thence North 23 Degrees 46 Minutes 46 Seconds East 30.6 feet  
 thence North 19 Degrees 15 Minutes 54 Seconds East 31.4 feet  
 thence North 21 Degrees 29 Minutes 36 Seconds East 30 feet  
 thence North 24 Degrees 53 Minutes 35 Seconds East 30.8 feet  
 thence North 29 Degrees 31 Minutes 08 Seconds East 28.4 feet  
 thence North 31 Degrees 15 Minutes 13 Seconds East 27 feet  
 thence North 34 Degrees 02 Minutes 17 Seconds East 23.9 feet  
 thence North 33 Degrees 22 Minutes 55 Seconds East 30.8 feet  
 thence North 43 Degrees 31 Minutes 22 Seconds East 34.1 feet  
 thence North 61 Degrees 29 Minutes 25 Seconds East 25.7 feet  
 thence North 75 Degrees 25 Minutes 39 Seconds East 20 feet  
 thence North 81 Degrees 55 Minutes 36 Seconds East 21.9 feet  
 thence North 81 Degrees 14 Minutes 13 Seconds East 24.6 feet  
 thence North 82 Degrees 34 Minutes 01 Seconds East 26.5 feet  
 thence North 82 Degrees 28 Minutes 40 Seconds East 26.1 feet  
 thence North 81 Degrees 47 Minutes 05 Seconds East 23.9 feet  
 thence North 76 Degrees 30 Minutes 05 Seconds East 21.6 feet  
 thence North 75 Degrees 52 Minutes 37 Seconds East 20.6 feet  
 thence North 76 Degrees 17 Minutes 58 Seconds East 21.3 feet  
 thence North 74 Degrees 56 Minutes 54 Seconds East 19.3 feet  
 thence North 80 Degrees 41 Minutes 00 Seconds East 27.2 feet  
 thence North 88 Degrees 20 Minutes 39 Seconds East 27.9 feet  
 thence North 82 Degrees 44 Minutes 20 Seconds East 27.1 feet  
 thence North 68 Degrees 39 Minutes 16 Seconds East 27.4 feet  
 thence North 70 Degrees 38 Minutes 03 Seconds East 19.1 feet  
 thence North 64 Degrees 47 Minutes 14 Seconds East 20.3 feet  
 thence North 66 Degrees 00 Minutes 35 Seconds East 20.4 feet  
 thence North 73 Degrees 15 Minutes 45 Seconds East 26.7 feet  
 thence North 80 Degrees 08 Minutes 16 Seconds East 33.6 feet  
 thence North 87 Degrees 22 Minutes 58 Seconds East 40.7 feet more or less to **the ending**

**point at:** 38 degrees 24 minutes 07.77 seconds North Latitude and -111 degrees 11 minutes 07.88 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,730,541.3 feet and Y = 10,474,598.6 feet.